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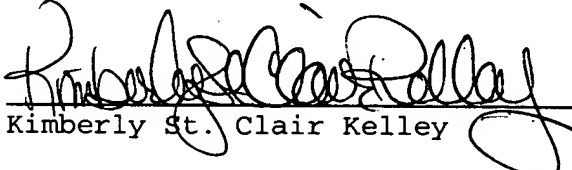
In re US Patent :  
Application Publication : US 2002/0081589 A1  
Application No. : 09/747,004  
Applicant: : Hu, Jing-Shan et al.

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may  
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TECH CENTER 1600/2900  
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Suite 720  
1601 Market Street  
Philadelphia, PA 19103  
(215) 563-4100 (telephone)  
(215) 563-4044 (facsimile)

**Certificate of Mailing Under 37 C.F.R. §1.8(a):**

I hereby certify that this correspondence is being deposited on August 27, 2002 with the United States Postal Service as first-class mail in an envelope properly addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

  
Kimberly St. Clair Kelley

Assistant Commissioner  
for Patents  
Washington, D.C. 20231

**THIRD PARTY SUBMISSION UNDER 37 C.F.R. §1.99**

Dear Sir:

The following references are cited to the Examiner of US Patent Application Publication US 2002/0081589 A1, published June 27, 2002. These references are submitted within two (2) months from the date of publication, and thus are respectfully requested to be included with the application for consideration by the Examiner.

09/06/2002 RMEBRAHT 00000061 09747004

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The references cited are:

1. U.S. Patent No. 5,789,165, Oku et al., issued August 4, 1998;
2. U.S. Patent No. 5,648,213, Reddy et al., issued July 15, 1997;
3. WO 95/24649, Ekins, published September 14, 1995; and
4. U.S. Patent No. 6,316,186, Ekins, issued November 13, 2001.

A list of these references and copies of the listed references are submitted herewith.

The undersigned hereby certifies that on August 27, 2002, a copy of this Third Party Submission Under 37 C.F.R. §1.99 was served via first class mail upon the applicant at the following correspondence address:

Wei Zhou  
Affymetrix, Inc.  
3380 Central Expressway  
Santa Clara, CA 95051.

A copy of the letter complying with service requirements of 37 C.F.R. §1.99 is attached.

Entry of the listed references in the file of this application, in accordance with 37 C.F.R. §1.99, and their due consideration by the Examiner are respectfully requested.

Also submitted herewith is a check in the amount of \$180.00 in payment of the fee for the Third Party Submission, as required under 37 C.F.R. §1.17(p). Please charge any deficiency or credit any overpayment to Deposit Account No. 04-1406. A duplicate copy of this paper is enclosed.

Respectfully submitted,

DANN DORFMAN HERRELL and  
SKILLMAN, P.C.

Attorneys for Third Party

By Patrick J. Hagan  
Patrick J. Hagan  
Registration No. 27,643

PJH:JEH:ksk  
Enclosures



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HENRY H. SKILLMAN  
JOHN C. DORFMAN  
ROGER W. HERRELL  
PATRICK J. HAGAN  
DONALD R. PIPER, JR.  
VINCENT T. PACE  
JOHN B. BERRYHILL, Ph.D.  
STEPHEN H. ELAND  
KATHLEEN D. RIGAUT, Ph.D.  
CLEMENT A. BERARD, JR.<sup>†</sup>  
CHRISTOPHER A. ROTHE  
TODD L. MAYOVER<sup>‡</sup>  
MARIA M. KOURTAKIS

OF COUNSEL  
JOHN S. CHILD, JR.

PATENT AGENT  
NIELS HAUN, Ph.D.

TECHNICAL ADVISORS  
SARAH J. FASHENA, Ph.D.  
JENNIFER E. HUNT

A PROFESSIONAL CORPORATION

SUITE 720

1601 MARKET STREET

PHILADELPHIA, PA 19103-2307

TELEPHONE (215) 563-4100

FACSIMILE (215) 563-4044

VOICE MAIL EXTENSION 234

DIRECT E-MAIL ADDRESS: [phagan@ddhs.com](mailto:phagan@ddhs.com)

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C. MARSHALL DANN (1977-2002)

August 27, 2002

<sup>†</sup>NJ & NY BARS ONLY  
<sup>‡</sup>NJ BAR ONLY

Wei Zhou  
Affymetrix, Inc.  
3380 Central Expressway  
Santa Clara, CA 95051

Re: U.S. Patent Application No. 09/747,004  
U.S. Patent Application Publication  
No. US 2002/0081589 A1  
Filing Date: December 21, 2000  
Entitled: GENE EXPRESSION MONITORING  
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To Whom It May Concern:

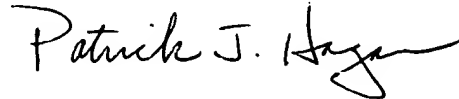
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Submission Under 37 C.F.R. §1.99:

1. U.S. Patent No. 5,789,165, Oku et al., issued August 4, 1998;
2. U.S. Patent No. 5,648,213, Reddy et al., issued July 15, 1997;
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Wei Zhou  
August 27, 2002  
Page 2

A copy of the Third Party Submission Under 37 C.F.R.  
§1.99 and the references listed therein are enclosed.

Very truly yours,

A handwritten signature in black ink, reading "Patrick J. Hagan". The signature is written in a cursive style with a long, sweeping underline.

Patrick J. Hagan

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Enclosures